

AMENDED

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office..... DEC 14 1989

Returned to applicant for correction.....

Corrected application filed..... JAN 3 1990

Map filed..... JAN 3 1990

The applicant..... Bently Nevada Corporation

1617 Water Street (P.O. Box 157), of Minden,
Street and No. or P.O. Box No. City or Town

Nevada 89423, hereby make...Application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) October 19, 1961 Douglas County, Nevada

1. The source of the proposed appropriation is underground
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is .334 second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for dewatering for environmental control
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered.....

(c) Other use (describe fully under "No. 12. Remarks") temporary extraction for 12 months of
the year for environmental control

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point NW¼ SE¼ of Section 6, T.13N., R.20E.,
Describe as being within a 40-acre subdivision of public

M.D.B. & M. at a point from which the southwest corner of Section 8, T.13N., R.20E.,
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

M.D.B. & M. bears S18°25'14"E a distance of 8,306.54 feet (EX-188)

6. Place of use within portions of the S¼ NW¼ of Section 5, T.13N., R.20E., M.D.B. & M.
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

and portions of the S¼ NE¼ and NE¼ NE¼ of Section 6, T.13N., R.20E., M.D.B. & M.

7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled well with air stripping tower, pump
State manner in which water is to be diverted, i.e. diversion structure, ditches and
and associated piping.
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$20,000 for pump, powerline and associated piping.

10. Estimated time required to construct works well already completed. Gravel packed well 96 feet
 deep screened from 96 feet to 86 feet. If well completed, describe works.
Constructed as a monitoring well under waiver M/O - 153 to Permit 50651
11. Estimated time required to complete the application of water to beneficial use 1 year
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This environmental control well is part of a remedial measure reviewed by NDEP.
Groundwater will be extracted from the intermediate aquifer and treated by air
stripping. Threatened water will be discharged to irrigation ditches on land owned
by Bently Nevada Corporation.

By s/Thomas A. Foote, Agent
160 Hubbard Way #2
Reno, NV 89502

Compared pm/jm am/se

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance for pollution control as mandated by orders issued by the Nevada Division of Environmental Protection and subsequent correspondence with said agency. The right will cease to exist upon termination of clean up activity as determined by the Nevada Division of Environmental Protection. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and records of this measurement shall be submitted on an annual basis. It is also understood that this right must allow for a reasonable lowering of the static water level of permittee's well due to other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of water granted herein at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to

exceed 0.334 cubic feet per second, but not to exceed 78.8
million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before October 11, 1991

Proof of completion of work shall be filed on or before November 11, 1991

Application of water to beneficial use shall be made on or before October 11, 1993

Proof of the application of water to beneficial use shall be filed on or before November 11, 1993

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed DEC 18 1991 IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E.

Proof of beneficial use filed _____ State Engineer of Nevada, have hereunto set my hand and the seal of my

Cultural map filed _____ office, this 11th day of October,

Certificate No. _____ Issued _____ A.D. 19 90

[Signature]
 State Engineer

(O)-5314 (Rev.)

Approved By port 55400 0.111 cfs
Temp

Approved By port 55413 0.111 cfs